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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2651

Examiner: Unassigned

Atty. Docket No: ROXIP204

Date: October 28, 2002

Filed: March 30, 2001

Application No: 909/823,787

McMAHON et al.

For: METHODS FOR RECORDING

MUSIC TO OPTICAL MEDIA

**CERTIFICATE OF MAILING** 

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on October 28, 2002.

Signed:

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§1.97(e)

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Technology Center 2600

Dear Sir:

Commissioner for Patents

Washington, DC 20231

The references listed in the attached PTO Form 1449, copies of which are attached, may be material to examination of the above-identified patent application. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. The Examiner is requested to make these references of official record in this application.

This Information Disclosure Statement (IDS) is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

A statement is hereby made that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. (37 CFR 1.97(e)(1)). A copy of an International Search Report is enclosed herewith. Applicant(s) believe that no fees are due in connection with the filing of this Information Disclosure Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 50-0805 (Order No. ROXIP204).

Respectfully submitted, MARTINE & PENILLA, LLP

Rick von Wohld, Esq. Reg. No. 48,018

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Attorney Docket No: ROXIP204

## Attorney Docket No: ROXIP204 O9/823,787 Applicant: McMAHON et al. Filing Date: March 30, 2001 Attorney Docket No: U.S. ROXIP204 O9/823,787 Applicant: McMAHON et al. Filing Date: March 30, 2001 Attorney Docket No: U.S. ROXIP204 O9/823,787 Applicant: McMAHON et al. Filing Date: March 30, 2001 Attorney Docket No: U.S. ROXIP204 O9/823,787 Applicant: McMAHON et al. Filing Date: March 30, 2001

**U.S. Patent Documents** 

Examiner						Sub-	Filing
Initial	No.	Patent No.	Date	Patentee	Class	class	Date
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Foreign Patent or Published Foreign Patent Application

Examiner		Document	Publication	Country or		Sub-	Trans	
Initial	No.	No.	Date	Patent Office	Class	class	Yes	No
	L	WO 98/48532	10/1998	WIPO			X	
	M						_	
	N							
	0							
	P							

## **Other Documents**

	Other Documents					
Examiner						
Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication				
	R	Anonymous, "Dart® CD-Recorder 4.0" Internet Brochure, 18 February 2001.				
		Retrieved from the Internet:				
		[URL:http://www.leyman.net/pdf/dart/cdrec4_infoe.pdf]				
	S	KURPERS et al., "'Oscar' MP3 Player (2) Part 2 (final): operation and measurement results" Elektor Publishers Ltd. Canterbury, GB, vol. 292, no. 26, October 2000, pages 40-45				
	Т	Anonymous, "Dart® CD-Recorder 4.1 Update" Internet Brochure, 28 March 2001. Retrieved from the Internet: [URL:http://www.dartpro.com/press/CDR4.1Release.pdf]				
Examiner		Date Considered				

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.